

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2014-100578-001 DT

06/12/2014

COMMISSIONER R. JEFFREY WOODBURN

CLERK OF THE COURT

M. Cabral

Deputy

STATE OF ARIZONA

MICHAEL RAY MORRISON

v.

SHAWN PATRICK WILLIAMS (001)

DOB: 01/25/1972

JEFF ROTH

APO-SENTENCINGS-CCC

APPEALS-CCC

DISPOSITION CLERK-CSC

RFR

SUSPENSION OF SENTENCE - PROBATION GRANTED

1:39 p.m.

Courtroom 2C - South Court Tower

State's Attorney: Soo Chang for Mike Morrison

Defendant's Attorney: Jeff Roth

Defendant's Attorney: Garrison Burton (Rule 38)

Defendant: Present

A record of the proceedings is made by audio and/or videotape in lieu of a court reporter.

Let the record reflect the Defense submits Consent for Law Student to Represent the Maricopa County Public Defender's Office in this matter.

FILED: Consent Form

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Count(s) 2: WAIVER OF TRIAL: The Defendant knowingly, intelligently and voluntarily waived all pertinent constitutional and appellate rights and entered a plea of guilty.

IT IS THE JUDGMENT of the Court Defendant is guilty of the following:

OFFENSE: Count 2: Possession of Drug Paraphernalia
Class 6 Felony

A.R.S. § 13-3401, 13-3407, 13-3415, 13-3416, 13-3418, 13-610, 12-269, 13-701, 13-702, 13-801, 13-801, 13-901.01(D) and 13-901.01(H)(4)

Date of Offense: January 4, 2014

Non Dangerous - Non Repetitive

The Court is suspending imposition or execution of sentence and, under the supervision of the Adult Probation Department (APD), placing the Defendant on probation for:

Count 2 Probation Term: 3 years

To begin 06/12/2014.

Condition 6: Report to the APD within 72 hours of sentencing, absolute discharge from prison, release from incarceration, or residential treatment and continue to report as directed. Keep APD advised of progress toward case plan goals and comply with any written directive of the APD to enforce compliance with the conditions of probation. Provide DNA testing if required by law.

Condition 8 - Request and obtain written permission of the APD prior to leaving the State.

Condition 15: Restitution, Fines and Fees:

PROBATION SERVICE FEE: Count 2 - \$65.00 per month, beginning 10/01/2014.

FINE: Count 2 - Total amount of \$1372.50, which includes surcharges of 83%, payable \$35.00 per month beginning 10/01/2014.

Fine is to be paid to the Arizona Drug Enforcement Fund.

PROBATION SURCHARGE: Count 2 - \$20.00 payable on 10/01/2014.

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Count 2: Time payment fee pursuant to A.R.S. § 12-116 in the amount of \$20.00 payable on 10/01/2014.

PENALTY ASSESSMENT - A.R.S. §12-116.04: Count 2 - \$13.00 payable on 10/01/2014.

Investigative Agency:

Phoenix Police Department

Count 2: \$15.00 to the Technical Registration Fund payable on 10/01/2014.

All amounts payable through the Clerk of the Superior Court.

Condition 16 - Not consume or possess any substances containing alcohol.

Condition 17 - Count 2: Complete a total of 40 hours of community restitution. Complete a set number of hours per month as directed in writing by APD. Complete hours at a site approved by the APD.

Condition 18 - Count 2: Be incarcerated in the county jail for 2 month(s), beginning 06/12/2014 with credit for 0 day(s) served.

Not to be released until 08/11/2014.

Report to the APD within 72 hours of release from jail. Comply with all program rules.

Condition 21 - Abide by the special conditions of probation as noted on the attachment to the Uniform Conditions of Supervised Probation as follows:

Drug Court

Condition 22: Other - On or after July 11, 2014, Defendant may be released early to residential treatment via the Reach Out Program.

IT IS FURTHER ORDERED that Defendant shall submit to fingerprint identification processing by the Maricopa County Sheriff's Office if directed to do so by the Adult Probation Department. The Adult Probation Department shall direct any Defendant placed on probation who has not already had a State Identification Number (SID) established to submit to fingerprint processing.

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Defendant is advised pursuant to A.R.S. § 13-805 that failure to maintain contact with the Probation Department may result in the issuance of:

1. A criminal restitution order in favor of the state for the unpaid balance, if any, of any fines, costs, incarceration costs, fees, surcharges or assessments imposed.
2. A criminal restitution order in favor of each person entitled to restitution for the unpaid balance of any restitution ordered.

IT IS ORDERED granting the Motion to Dismiss the following: Counts 1, 3 and if applicable, the State shall not allege the Defendant's prior felony conviction(s) or that he was on probation at the time of the offense.

Count(s) 2: IT IS ORDERED remanding Defendant to the custody of the Maricopa County Sheriff.

IT IS FURTHER ORDERED that Defendant must submit to DNA testing for law enforcement identification purposes in accordance with A.R.S. §13-610.

The EDC Adult Probation Office has prepared a written Presentence Investigation and Recommendation.

1:47 p.m. Matter concludes.

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Defendant's right index fingerprint is permanently affixed to this sentencing order in open court.

/s/ COMMISSIONER R. JEFFREY WOODBURN
JUDICIAL OFFICER OF THE SUPERIOR COURT

(right index fingerprint)